

GP- 1641

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NB  
03/20/00

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

ASSISTANT COMMISSIONER FOR PATENTS  
BOX CPA

Washington, D.C. 20231

Attorney's Docket Number: 4995.0023-00000

Prior Application:

Art Unit: 1641

Examiner: V. Portner



FEB 9 2000  
TECH CENTER 1600/2900

SIR: This is a request for filing a Continued Prosecution Application as a:

☐ Continuation or ☒ Divisional application under 37 C.F.R. § 1.53(d) of pending prior nonprovisional application Serial No. 08/837,459 filed April 18, 1997 for Histidine-tagged Intimin and Methods of Using Intimin to Stimulate an Immune Response and as an Antigen Carrier with Targeting Capability

by the following named inventor(s):

1. Marian L. McKee
2. Alison D. O'Brien
3. Marian R. Wachtel

The above-identified prior application in which no payment of the issue fee, abandonment of, or termination of proceedings has occurred, is hereby expressly abandoned as of the filing date of this new application. Please use all the contents of the prior application file wrapper, including the drawings, as the basic papers for the new application.

1. ☐ Enter the amendment previously filed on \_\_\_\_\_ under 37 C.F.R. § 1.116 but unentered, in the prior application.

Adjustment date: 02/07/2000 SLUANG1  
02 FC:131

18/2001 PWILSON  
20000006 8837459 A Preliminary Amendment is enclosed.  
-690.00 DP

3. This application is filed by fewer than all the inventors named in the prior application, 37 C.F.R. 1.53 (d)(4).

- a. ☐ **DELETE** the following inventor(s) named in the prior nonprovisional application:

02/07/2000 SLUANG1  
02 FC:131

00000006 08837459

690.00 DP

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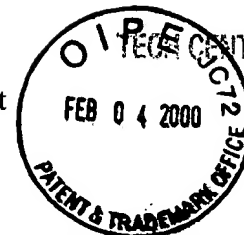
02/07/2000 SLUANG1  
02 FC:131

02/07/2000 PWILSON 0000001200  
02 FC:131  
02/07/2000 PWILSON 0000001200  
02 FC:131

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202-408-4000

FEB 9 2000



- b. ☐ The inventor(s) to be deleted are set forth on a separate sheet attached hereto.

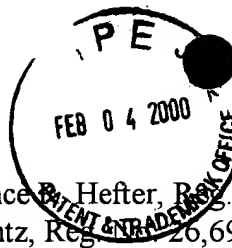
4. ☒ The filing fee is calculated on the basis of the claims existing in the prior application as amended at 1 and 2 above.

| Number Filed                                 |   |      | Extra | Rate | Basic Filing Fee \$690.00 |
|--|---|------|-------|------|---------------------------|
| Total  | 9 | - 20 | 0     | X 18 | \$ 0.00                   |
| Independent                                  | 3 | - 3  | 0     | X 78 | \$ 0.00                   |
| First Presentation of Multiple Dep. Claim(s) |   |      |       | X260 | \$ 0.00                   |
| Subtotal                                     |   |      |       |      | \$ 0.00                   |
| Reduction in 1/2 if small entity             |   |      |       |      | -                         |
| Total  |   |      |       |      | \$ 690.00                 |

5. ☒ A check in the amount of \$ 1560.00 to cover the filing fee and extension of time fee is enclosed.
6. ☒ The Commissioner is hereby authorized to charge any fees including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, or credit any overpayment to Deposit Account No. 06-0916.
7. ☐ A verified statement claiming small entity status  
☐ is enclosed or ☐ is on file in the prior application.
8. ☒ Priority of applications Serial Nos. 60/015,657 and 60/015,936 filed on April 19, 1996 and April 22, 1996 in the United States is claimed under 35 U.S.C. § 119. A certified copy  
☐ is enclosed or ☒ is on file in the prior application.
9. ☒ The prior application is assigned of record to: The Henry Jackson Foundation for the Advancement of Military Medicine
10. ☒ The power of attorney in the prior application is to at least one of the following: FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P., Douglas B. Henderson, Reg. No. 20,291; Ford F. Farabow, Jr., Reg. No. 20,630; Arthur S. Garrett, Reg. No. 20,338; Donald R. Dunner, Reg. No. 19,073; Brian G. Brunsvold, Reg. No. 22,593; Tipton D. Jennings, IV, Reg. No. 20,645; Jerry D.

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11. ☒ Please address all correspondence to FINNEGAN, HENDERSON, FARABOW, GARRETT and DUNNER, L.L.P., 1300 I Street, N.W., Washington, D.C. 20005-3315.
12. ☒ Recognize as associate attorney/agent
- Allen R. Jensen, Reg. No. 28,224  
Laural S. Boone, Reg. No. 43,505
13. ☒ Also enclosed is Petition for Three-Month Extension of Time and the requisite fee.

**PETITION FOR EXTENSION.** If any extension of time is necessary for the filing of this application, including any extension in the parent application, serial no. 08/837,459 filed April 18, 1997, for the purpose of maintaining copendency between the parent application and this application, and such extension has not otherwise been requested, such an extension is hereby requested, and the Commissioner is authorized to charge necessary fees for such an extension to our Deposit Account No. 06-0916. A duplicate copy of this paper is enclosed for use in charging the deposit account.

It is understood that secrecy under 35 U.S.C. § 122 is hereby waived to the extent that any member of the public, who is entitled under the provisions of § 1.14 to access to, copies of, or information concerning either the prior application or any continuing application filed under the provisions of 37 C.F.R. § 1.53(d), may be given similar access to, copies of, or similar information concerning the other application or applications in the file jacket.



FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

By:

A handwritten signature in cursive script that reads "Loral S. Boone".

Loral S. Boone  
Reg. No. 43,505

Date: February 4, 2000

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